

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**

300 Lakeside Drive, P. O. Box 12688, Oakland, CA 94604-2688

**BOARD MEETING AGENDA**

November 19, 2015

9:00 a.m.

**Please Note: The first business item on the Agenda is Closed Session. The Board will reconvene in Open Session at 10:00 a.m. or immediately following the Closed Session, whichever is later.**

A regular meeting of the Board of Directors will be held at 9:00 a.m. on Thursday, November 19, 2015, in the BART Board Room, Kaiser Center 20<sup>th</sup> Street Mall – Third Floor, 344 – 20<sup>th</sup> Street, Oakland, California.

Members of the public may address the Board of Directors regarding any matter on this agenda. Please complete a “Request to Address the Board” form (available at the entrance to the Board Room) and hand it to the Secretary before the item is considered by the Board. If you wish to discuss a matter that is not on the agenda during a regular meeting, you may do so under Public Comment.

Any action requiring more than a majority vote for passage will be so noted.

Items placed under “consent calendar” are considered routine and will be received, enacted, approved, or adopted by one motion unless a request for removal for discussion or explanation is received from a Director or from a member of the audience.

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to these meetings, as there may be people in attendance susceptible to environmental illnesses.

BART provides service/accommodations upon request to persons with disabilities and individuals who are limited English proficient who wish to address BART Board matters. A request must be made within one and five days in advance of Board meetings, depending on the service requested. Please contact the Office of the District Secretary at 510-464-6083 for information.

Rules governing the participation of the public at meetings of the Board of Directors and Standing Committees are available for review on the District's website (<http://www.bart.gov/about/bod>), in the BART Board Room, and upon request, in person or via mail.

Meeting notices and agendas are available for review on the District's website (<http://www.bart.gov/about/bod/meetings.aspx>), and via email ([https://public.govdelivery.com/accounts/CATRANBART/subscriber/new?topic\\_id=CATRANBART\\_1904](https://public.govdelivery.com/accounts/CATRANBART/subscriber/new?topic_id=CATRANBART_1904)) or via regular mail upon request submitted to the District Secretary. Complete agenda packets (in PDF format) are available for review on the District's website no later than 48 hours in advance of the meeting.

Please submit your requests to the District Secretary via email to [BoardofDirectors@bart.gov](mailto:BoardofDirectors@bart.gov); in person or U.S. mail at 300 Lakeside Drive, 23<sup>rd</sup> Floor, Oakland, CA 94612; fax 510-464-6011; or telephone 510-464-6083.

Kenneth A. Duron  
District Secretary

Regular Meeting of the  
BOARD OF DIRECTORS

The purpose of the Board Meeting is to consider and take such action as the Board may desire in connection with:

1. CALL TO ORDER

- A. Roll Call.
- B. Pledge of Allegiance.
- C. Introduction of Special Guests.

2. CONSENT CALENDAR

- A. Approval of Minutes of the Meeting of October 22, 2015.\* Board requested to authorize.
- B. Appointments to the Tri-Valley Regional Rail Advisory Group.\* Board requested to ratify.
- C. Revision to Board Rule 3-4.1, Agendas, and Board Rule 5-5.1, Contractor/Subcontractor Contributions.\* Board requested to authorize.
- D. Grant of Easement for the Purple Lotus Temple in the Cities of Union City and Fremont.\* Board requested to authorize.
- E. Lease of Warehouse Space at 800 East 8th Street, Oakland.\* Board requested to authorize.
- F. Sole Source Procurement with Giesecke & Devrient America, Inc., for Upgrade of a Currency Processor and Procurement of Associated Equipment.\* Board requested to authorize. (TWO-THIRDS VOTE REQUIRED.)
- G. Award of Contract No. 04SF-160, Construction of East Contra Costa BART Extension Project Antioch Station Parking Landscaping.\* Board requested to authorize.
- H. Award of Contract No. 15QH-180, Repave North Parking Lot and Access Road – Walnut Creek.\* Board requested to authorize.
- I. Award of Invitation for Bid No. 8971, Chain, Escalator Step.\* Board requested to authorize.
- J. Reject All Bids for Contract No. 15PJ-130, BART Earthquake Safety Program Fruitvale Station and Coliseum Station.\* Board requested to reject.

3. CLOSED SESSION (Room 303, Board Conference Room)

A. CONFERENCE WITH LABOR NEGOTIATORS; PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Agency Negotiators: Directors Blalock, Radulovich, and Keller  
Titles: General Manager, General Counsel,  
Controller/Treasurer, District Secretary, and  
Independent Police Auditor  
Gov't. Code Sections: 54957 and 54957.6

4. OPEN SESSION (**10:00 a.m.** or immediately following the Closed Session, whichever is later.)

- A. Compensation and Benefits for General Manager, General Counsel, District Secretary, and Independent Police Auditor. Board requested to authorize.

5. ADMINISTRATION ITEMS

Director Keller, Chairperson

- A. Agreement with Data Ticket, Inc., for Parking Citation Processing Services (Agreement No. 6M5096).\* Board requested to authorize.
- B. Fiscal Year 2015 Year-End Budget Revision.\* Board requested to authorize.

6. ENGINEERING AND OPERATIONS ITEMS

Director McPartland, Chairperson

- A. Agreement with Nordco Rail Services for Ultrasonic Rail Flaw Detection Testing (Agreement No. 6M3286).\* Board requested to authorize.
- B. Award of Contract No. 11OG-130A, Balboa Park Station – Phase 2.\* Board requested to authorize.
- C. Award of Contract No. 15PB-120, BART Earthquake Safety Program Aerial Structures – A Line Lake Merritt to Coliseum.\* Board requested to authorize.
- D. Increase Authority to Execute Third Party Agreements and Work Authorizations to Support the Hayward Maintenance Complex Project.\* Board requested to authorize.
- E. Sole Source Procurement with Dailey and Wells Communications for Portable Radio Replacement.\* Board requested to authorize. (TWO-THIRDS VOTE REQUIRED.)
- F. Quarterly Performance Report, First Quarter Fiscal Year 2016 - Service Performance Review.\* For information.

7. PLANNING, PUBLIC AFFAIRS, ACCESS, AND LEGISLATION ITEMS

Director Raburn, Chairperson

- A. Agreement with Alameda Contra Costa Transit District (AC Transit) for Late Night Bus Core Service Enhancements on AC Transit Routes 800 and 801.\* Board requested to authorize.
- B. BART Bicycle Advisory Task Force Annual Report.\* For information.
- C. BART Bicycle Advisory Task Force and BART Accessibility Task Force Joint Recommendations for Improved Station Circulation.\* For information.
- D. Warm Springs/South Fremont Station West Side Access Bridge.\* For information.

8. GENERAL MANAGER’S REPORT

- A. Report of Activities, including Updates of Operational, Administrative, and Roll Call for Introductions Items.

9. CONTROLLER/TREASURER’S REPORT

- A. Quarterly Report of the Controller/Treasurer – June 30, 2015.\* For information.

10. BOARD MATTERS

- A. Renaming of the Citizen Review Board to “BART Police Citizen Review Board.”\* Board requested to authorize.
- B. Board Member Reports.  
(Board member reports as required by Government Code Section 53232.3(d) are available through the Office of the District Secretary. An opportunity for Board members to report on their District activities and observations since last Board Meeting.)
- C. Roll Call for Introductions.  
(An opportunity for Board members to introduce a matter for consideration at a future Committee or Board Meeting or to request District staff to prepare items or reports.)
- D. In Memoriam.  
(An opportunity for Board members to introduce individuals to be commemorated.)

11. PUBLIC COMMENT

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda.)